IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 5TH MARCH 2007 / 14TH PHALGUNA 1928

WP(C).No. 5143 of 2007(K)

PETITIONER:

ANTONY PUTHERICKAL, AGED 38 YEARS,
S/O.ITEERA, PUTHARICKAL,
PUTHENVELIKKARA P.O.

BY ADV. SRI.P.B.SAHASRANAMAN
SRI.K.JAGADEESH
SRI.T.S.HARIKUMAR

RESPONDENTS:
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1. THE DEPUTY SUPERINTENDENT OF POLICE,
ALUVA.

2. THE SUB-INSPECTOR OF POLICE,
PUTHENVELIKKARA.

3. RAKESH MENON, S/O.P.B.GOPALAKRISHNAN,
PUKELAKKATTU ETTUVEETTIL,
PALARIVATTOM, KOCHI.

BY ADV. SRI.RENJITH THAMPAN
SMT.P.A.ANITHA
GOVERNMENT PLEADER SRI. K.C. SANTHOSH KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

1)	EXT.P1:	PHOTOSTAT COPY OF THE SALE DEED NO.1168/1/2006 DATED 15.5.2006.
2)	EXT.P2:	SOME PHOTOGRAPHS OF THE PROPERTIES AND THE NEARBY ROAD.
3)	EXT.P3:	PHOTOSTAT COPY OF THE SKETCH ISSUED BY THE VILLAGE OFFICER, PUTHENVELIKKARA, DATED 02.02.2007.
4)	EXT.P4:	PHOTOSTAT COPY OF THE ORDER PASSED BY THE RDO, FORT COCHIN, DATED 11.10.2006.
5)	EXT.P5:	PHOTOSTAT COPY OF THE JUDGMENT IN W.P.(C).NO.17879/2006 Q DATED 11.08.2006.
6)	EXT.P6:	SOME PHOTOGRAPHS OF THE LAND FROM THE RED EARTH IS REMOVED AND THE ACTION OF THE POLICE OFFICERS WHO ARE SUPPORTING THE ILLEGAL ACTION.
7)	EXT.P7:	PHOTOSTAT COPY OF THE REPRESENTATION FILED BY THE PETITIONER BEFORE THE 1ST RESPONDENT, DATED 13.02.2007.
8)	EXT.P8:	PHOTOSTAT COPY OF THE LETTER DATED 24.2.2007 ISSUED BY THE VILLAGE OFFICER TO THE PANCHAYATH PRESIDENT, PUTHENVELIKKARA.

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BKN // TRUE COPY //

P.A.TO JUDGE.

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C).NO.5143 OF 2007

Dated this the 5th day of March,2007.

J U D G M E N T

Koshy, J.

This is a petition alleging police harassment. According to learned Government Pleader, police is providing protection as ordered by this court. We direct that police shall not harass the petitioner. If crime is registered against the petitioner, it should be investigated according to law. If the petitioner has got grievances against the respondents for removal of earth, petitioner can apply to the statutory authority or court but should not take the law into his hands. Statutory authorities are free to pass appropriate orders if the excavation is illegal or creating environmental problems.

J.B.KOSHY, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

bkn